

GOVERNMENT OF ANDRHA PRADESH
ABSTRACT

PRISONS DEPARTMENT – Central Prison, Visakhapatnam – Transfer of Sri Sirapu Chinna Babu @ Chinna S/o. Bairagi, Convict No.8232, Central Prison, Visakhapatnam to Borstal School, Nizamabad, under Section 10-A, of the A.P. Borstal School Act, 1925 – Orders Issued.

HOME (PRISONS.B) DEPARTMENT

G.O.Ms.No. 496

DATED: 29-12-2009.
Read the following:-

- 1.Orders of the Hon'ble High Court of Andhra Pradesh, dated 27-09-2001 in Criminal Appeal No.100 of 2000.
- 2.From the Secretary, APSHRC, Hyderabad, Lr.HR Case No.5990/2009, dated 26-08-2009
- 3.From the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, Letter No.SB3/1088/ 2009, dated 15-09-2009.

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ORDER:

In the reference 3rd read above, the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, has stated that Sri Sirapu Chinna Babu @ Chinna, CT.No.8232, S/o Bairagi, was convicted and sentenced to suffer imprisonment for life under sections 302, 120 B IPC and pay a fine of Rs.1000/- I/d one year under each of sections by the Hon'ble Sessions Judge, Eluru, in his Judgment, dated 26th August, 1999, in Sessions Case No. 276/1998. He was committed to Central Prison, Rajahmundry on 26-08-1999 and later transferred to Central Prison, Visakhapatnam on 08-03-2009. The Hon'ble High Court of Andhra Pradesh in the reference 1st read above, has modified the order of the trial Court and set aside the order of conviction and sentence imposed upon the accused appellants of the charge under Section 120-B IPC, duly confirming the conviction under Section 302 IPC and the sentence of imprisonment for life and to pay a fine of Rs.5,000/- and in default to suffer rigorous imprisonment for one year.

2. He has further stated that under section 10-A of the said Act, Government can transfer a life convict from Central Prison to Borstal School, who at the time of conviction was not less than 18 years and not more than 21 years. In the instant case, the age of the Convict as on the date of conviction as per the Committal Warrant, dated 26-08-1999, issued by the Hon'ble Sessions Judge, Eluru was 20 years, and as per the date of birth shown in School Certificate issued by Mandal Parishad Upper Primary School, Kallakuru, Kalla Mandal of West Godavari District, is 17 years, 2 months, 14 days, being the date of birth is 12-06-1982.

3. Government after careful examination and in exercise of the powers conferred under Section 10(A) (1) of the A.P. Borstal School Act, 1925, here by order to transfer Sri Sirapu Chinna Babu @ Chinna, CT.No.8232 S/o. Bairagi, Central Prison, Visakhapatnam, to Borstal School, Nizamabad and also order that the term of the detention of the Convict in the Borstal School, Nizamabad, shall be for a minimum period of 2 years, under Sub Section (1) of Section 10-A of the Andhra Pradesh Borstal School Act, 1925. (As amended in the Act, No.3 of 2001).

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4. The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, is requested to take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**AJAY MISRA,
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad.
The Superintendent, Central Prison, Visakhapatnam.
The Superintendent, Borstal School, Nizamabad.

Copy to:-

The Secretary, AP State Human Rights Commission Gruhakalpa Complex, M.J.Road, Hyderabad 500 001

The individual concerned

through the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad.

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER